

UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

GERALD A. WEST, :  
: Plaintiff : No. 1:15-CV-00858  
: vs. : (Judge Kane)  
: LIEUTENANT MILLER, et al., :  
: Defendants :

ORDER

In accordance with the accompanying memorandum, **IT IS**  
**HEREBY ORDERED THAT:**

1. Defendants' motion to dismiss and/or for summary judgment (Doc. 12) is deemed unopposed and **GRANTED**.
2. Milton's complaint is **DISMISSED** for failure to prosecute and abide by a court order.
3. The Clerk of Court shall **CLOSE** this case.
4. Any appeal from this order will be deemed frivolous, without probable cause and not taken in good faith.

S/ Yvette Kane  
Yvette Kane  
United States District Judge

Date: December 15, 2015